

1 Guido Saveri
2 R. Alexander Saveri
3 Cadio Zirpoli
4 SAVERI & SAVERI, INC.
5 706 Sansome Street
6 San Francisco, CA 94111
Tel.: (415) 217-6810
Fax: (415) 217-6813
guido@saveri.com
rick@saveri.com
cadio@saveri.com

8
9 Robert G. Abrams
0 Thomas A. Isaacson
1 Peter A. Barile III
2 HOWREY LLP
3 1299 Pennsylvania Avenue, N.W.
4 Washington, DC 20004
5 Tel.: (202) 783-0800
6 Fax: (202) 383-6610
7 abrams@howrey.com
8 isaacsont@howrey.com
9 barilep@howrey.com

6 | Counsel for Plaintiffs Andrea Resnick, et al.
[Additional counsel on signature page]

Jonathan M. Jacobson
WILSON SONSINI GOODRICH & ROSATI, PC
1301 Avenue of the Americas, 40th Floor
New York, NY 10019
Tel.: (212) 999-5800
Fax: (212) 999-5899
jjacobson@wsgr.com
swalsh@wsgr.com

Counsel for Defendant Netflix, Inc.

Neal Manne
SUSMAN GODFREY LLP
1000 Louisiana Street, Suite 5100
Houston, Texas 77002
Tel: (713) 651-9366
Fax: (713) 654-6666
nmanne@susmangodfrey.com
rheiss@susmangodfrey.com

Counsel for Defendants Wal-Mart Stores, Inc, et al.
[Additional counsel on signature page]

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

| | |
|---|--|
| Andrea Resnick et al. v. Walmart.com, et al. (Case No. C 09-0002 PJH) Michael O'Connor v. Walmart.com, et al. (Case No. C 09-0096 PJH) Sarah Endzweig v. Walmart.com, et al. (Case No. C 09-0111 PJH) Christopher Schmitz v. Walmart.com, et al. (Case No. C 09-0116 PJH) Scott Lynch, et al. v. Walmart.com, et al. (Case No. C 09-0138 PJH) Jonathan Groce, et al. v. Netflix, Inc., et al. (Case No. C 09-0139 PJH) Liza Sivek v. Walmart.com, et al. (Case No. C 09-0156 PJH) Armond Faris v. Netflix, Inc., et al. | Related Case File No. C 09-0002 PJH STIPULATION AND [PROPOSED] ORDER POSTPONING ADR CASE FILING REQUIREMENTS UNTIL THE ISSUES ARE ADDRESSED AT THE UPCOMING JOINT CASE MANAGEMENT CONFERENCE Date: April 9, 2009 Time: 1:30 p.m. Courtroom 3, 17th Floor Hon. Phyllis J. Hamilton |
|---|--|

| | |
|----|--|
| 1 | (Case No. C 09-0180 PJH) Suzanne Slobodin v. Netflix, Inc., et al. |
| 2 | (Case No. C 09-0225 PJH) Katherine Anthony, et al. v. Walmart.com, et al. |
| 3 | (Case No. C 09-0236 PJH) Melanie Polk-Stamps v. Netflix, Inc., et al. |
| 4 | (Case No. C 09-0244 PJH) Richard Sheeler, Jr. v. Walmart.com, et al. |
| 5 | (Case No. C 09-0274 PJH) Cathleen Chapman v. Netflix, Inc., et al. |
| 6 | (Case No. C 09-0294 PJH) Michael Orozco v. Netflix, Inc., et al. |
| 7 | (Case No. C 09-0297 PJH) Linda Landels, et al. v. Netflix, Inc., et al. |
| 8 | (Case No. C 09-0340 PJH) Sarah Grime v. Netflix, Inc., et al. |
| 9 | (Case No. C 09-0349 PJH) Douglas Meyer v. Walmart.com, et al. |
| 10 | (Case No. C 09-0361 PJH) Laura Randall v. Walmart.com, et al. |
| 11 | (Case No. C 09-0368 PJH) Frank Hirsch v. Netflix, Inc., et al. |
| 12 | (Case No. C 09-0375 PJH) Melanie Miscioscia v. Netflix, Inc., et al. |
| 13 | (Case No. C 09-0377 PJH) James Chatelain v. Netflix, Inc., et al. |
| 14 | (Case No. C 09-0391 PJH) Patras v. Netflix, Inc., et al. |
| 15 | (Case No. C 09-00378 PJH) Weiner v. Walmart.com USA LLC, et al. |
| 16 | (Case No. C 09-00398 PJH) Millrood v. Walmart.com USA LLC, et al. |
| 17 | (Case No. C 09-00399 PJH) Kober v. Walmart.com USA LLC, et al. |
| 18 | (Case No. C 09-00400 PJH) Lacabe v. Walmart.com USA LLC, et al. |
| 19 | (Case No. C 09-00402 PJH) Roy v. Netflix, Inc., et al. |
| 20 | (Case No. C 09-00434 PJH) Bruno, et al. v. Walmart.com USA LLC, et al. |
| 21 | (Case No. C 09-00445 PJH) Zaker v. Netflix, Inc., et al. |
| 22 | (Case No. C 09-00447 PJH) Parikh v. Netflix, Inc., et al. |
| 23 | (Case No. C 09-00496 PJH) Johnson v. Walmart.com USA LLC, et al. |
| 24 | (Case No. C 09-00553 PJH) Gannon v. Walmart.com USA LLC, et al. |

| | |
|---|--|
| 1 | (Case No. C 09-00554 PJH) Williams v. Netflix, Inc., et al. |
| 2 | (Case No. C 09-00678 PJH) Haddad v. Netflix, Inc., et al. |
| 3 | (Case No. C-09-00958 PJH) Wiebe v. Netflix, Inc., et al. |
| 4 | (Case No. 09-01274 PJH) |
| 5 | |

6 WHEREAS, there are currently pending before this Court thirty five (35) separate related
7 actions under individual case filing numbers that involve substantially the same allegations
8 (collectively, the “Cases”);

9 WHEREAS, pursuant to Civil L.R. 16-8 (b), (c) and ADR L.R. 3-5 (b), (c), (d), all parties in
10 each of the Cases are required to file ADR Certifications and Stipulations and [Proposed] Orders
11 Selecting ADR Process, or Notices of Need for ADR Phone Conference;

12 WHEREAS, Civil L.R. 16-8 and ADR L.R. 3-5 require all parties in each of the thirty five (35)
13 actions to meet and confer and file pleadings indicating their position on matters relating to ADR,
14 Mediation, and Arbitration;

15 WHEREAS, each of the Cases is a proposed class action on behalf of the same class, thereby
16 making it necessary as a practical matter for all of the parties to agree on one ADR method;

17 WHEREAS, the parties to the Cases will be submitting to the Court a Joint Case Management
18 Statement on April 2, 2009 addressing many of the issues required in Civil L.R. 16-8 and ADR L.R. 3-
19 5, prior to the April 9, 2009 Case Management Conference;

20 WHEREAS, the parties to the Cases wish to conserve the resources of the parties and the
21 Court;

22

23

24

25

26

27

28

1 IT IS HEREBY STIPULATED AND AGREED by and between defendants Netflix, Inc., Wal-
2 Mart Stores, Inc., Walmart.com USA LLC, and all plaintiffs in the Cases, by and through their
3 attorneys, that the parties ADR obligations pursuant to L.R. 16 and ADR L.R. 3-5 are postponed and
4 shall be addressed at the April 9, 2009 Case Management Conference.

5 Dated: March 30, 2009
6

7 Guido Saveri
8 R. Alexander Saveri
9 Cadio Zirpoli
10 SAVERI & SAVERI, INC.
11 706 Sansome Street
12 San Francisco, CA 94111
13 Tel.: (415) 217-6810
14 Fax: (415) 217-6813

15 By: s/ Guido Saveri
16
17 *Counsel for Plaintiff*
18

19 Grime v. Netflix, Inc., et al., Case No. C 09-0349 PJH
20

21 Robert G. Abrams
22 Thomas A. Isaacson
23 Peter A. Barile III
24 HOWREY LLP
1299 Pennsylvania Avenue, N.W.
Washington, DC 20004
Tel.: (202) 783-0800
Fax: (202) 383-6610

25 Paul Alexander
26 HOWREY LLP
27 1950 University Avenue
28 East Palo Alto, CA 94303
Tel.: (650) 798-3500
Fax: (650) 798-3600

Emily L. Maxwell
HOWREY LLP
525 Market Street, Suite 3600
San Francisco, CA 94105
Tel.: (415) 848-4947
Fax: (415) 848-4999

1
2 BY: s/ Robert G. Abrams
3
4

5 *Counsel for Plaintiffs*
6

7 Resnick, et al. v. Walmart.com USA LLC, et al., Case No.
8 3:09-cv-00002
9

10 - and in the following related cases -
11

12 O'Connor v. Walmart.com USA LLC, et al.,
13 Case No. 3:09-cv-00096
14

15 Anthony, et al. v. Walmart.com USA LLC, et al.,
16 Case No. 3:09-cv-00236
17

18 Sheeler, Jr. v. Walmart.com USA LLC, et al.,
19 Case No. 3:09-cv-00274
20

21 Meyer v. Walmart.com USA LLC, et al.,
22 Case No. 3:09-cv-00361
23

24 Johnson v. Walmart.com USA LLC, et al., Case No. 3:09-cv-
25 00553
26

27 Gannon v. Walmart.com USA LLC, et al., Case No. 3:09-cv-
28 00554
14

15 -and attests in accordance with General Order No. 45 X. B.
16 that concurrence in the filing of the document has been
17 obtained from each of the undersigned counsel in all of the
18 above-captioned actions

19 **Defendants' Counsel**
20

21 Jonathan M. Jacobson
22 Sara Ciarelli Walsh
23 WILSON SONSINI GOODRICH & ROSATI, PC
24 1301 Avenue of the Americas
25 40th Floor
26 New York, NY 10019
27 Tel.: (212) 999-5800
28 Fax: (212) 999-5899

24 Keith E. Eggleton
25 WILSON SONSINI GOODRICH & ROSATI
26 650 Page Mill Road
27 Palo Alto, Ca 94304-1050
28 Tel: (650) 493-9300
Fax: (650) 565-5100

1 Scott Andrew Sher
2 WILSON SONSINI GOODRICH & ROSATI
3 1700 K Street, NW, Fifth Floor
4 Washington, DC 20006
5 Tel: (202) 973-8800
6 Fax: (202) 973-8899

7 By: s/ Jonathan M. Jacobson

8 *Counsel for Defendant Netflix, Inc.*

9 Neal Manne
10 Richard Wolf Hess
11 SUSMAN GODFREY LLP
12 1000 Louisiana Street, Suite 5100
13 Houston, Texas 77002
14 Tel: (713) 651-9366
15 Fax: (713) 654-6666
16 Genevieve Vose
17 SUSMAN GODFREY LLP
18 1201 Third Ave., Suite 3800
19 Seattle, WA 98101-3000
20 Tel: (206) 516-3836
21 Fax: (206) 516-3883

22 Stephen E. Morrissey
23 Kathryn Parsons Hoek
24 Marc M. Seltzer
25 SUSMAN GODFREY LLP
26 1901 Avenue of the Stars, Suite 950
27 Los Angeles, CA 90067-6029
28 Tel.: 310-789-3100
 Fax: 310-789-3150

21 By: s/ Neal Manne

22 *Counsel for Defendant Wal-Mart Stores, Inc. and Walmart.com*
23 *USA LLC*

1
2 **Plaintiffs' Counsel in each of the**
3 **above captioned related cases**

4 Eugene A. Spector
5 Jeffrey J. Corrigan
6 Theodore M. Lieverman
7 Jay S. Cohen
8 Jonathan M. Jagher
9 SPECTOR ROSEMAN KODROFF
10 & WILLIS, P.C.
11 1818 Market Street, Suite 2500
12 Philadelphia, PA 19103
13 Tel.: (215) 496-0300
14 Fax: (215) 496-6611

15 *Counsel for Plaintiffs*

16 O'Connor v. Walmart.com USA LLC, et al., Case No. C 09-
17 0096 PJH
18 Sheeler, Jr. v. Walmart.com USA LLC, et al., Case No. C
19 09-0274 PJH
20 Meyer v. Walmart.com USA LLC, et al., Case No. C 09-
21 0361 PJH
22 Johnson v. Walmart.com USA LLC, et al. Case No. C 09-
23 00553 PJH
24 Gannon v. Walmart.com USA LLC, et al. Case No. C 09-
25 00554 PJH

26 Natalie Finkelman Bennett
27 SHEPHERD, FINKELMAN, MILLER,
28 SHAH, LLP
1 35 East State Street
2 Media, PA 19063
3 Tel.: (610) 891-9880
4 Fax: (610) 891-9883

5 Gary E. Mason
6 Donna F. Solen
7 THE MASON LAW FIRM LLP
8 1225 19th Street, N.W., Suite 500
9 Washington, DC 20036
10 Tel.: (202) 429-2290
11 Fax: (202) 429-2294

12 *Counsel for Plaintiff*

13 O'Connor v. Walmart.com USA LLC, et al., Case No. C 09-

1 0096 PJH

2 Joseph J. Tabacco, Jr.
3 Christopher T. Heffelfinger
4 Todd A. Seaver
5 BERMAN DEVALERIO
6 425 California Street, Suite 2100
7 San Francisco, CA 94104
8 Tel.: (415) 433-3200
9 Fax: (415) 433-6382

10 Manuel J. Dominguez
11 BERMAN DEVALERIO
12 4280 Professional Center Drive, Suite 350
13 Palm Beach Gardens, FL 33410
14 Tel: (561) 835-9400
15 Fax: (561) 835-0322

16 *Counsel for Plaintiffs*

17 Endzweig v. Walmart.com USA LLC, et al., Case No. C 09-
18 0111 PJH
19 Lynch, et al. v. Walmart.com USA LLC, et al., Case No. C
20 09-0138 PJH
21 Bruno, et al. v. Walmart.com USA LLC, et al. Case No. C
22 09-00445 PJH

23 H. Laddie Montague, Jr.
24 Merrill G. Davidoff
25 David F. Sorensen
26 Peter Kohn
27 BERGER & MONTAGUE, P.C.
28 1622 Locust Street
 Philadelphia, PA 19103
 Tel.: (215) 875-3010
 Fax: (215) 875-4604

22 Vahn Alexander
23 FARUQI & FARUQI, LLP
24 1901 Avenue of the Stars, 2nd Floor
25 Los Angeles, CA 90067
26 Tel.: (310) 461-1426
27 Fax: (310) 461-1427

28 Kendall S. Zylstra
 Richard Schwartz
 FARUQI & FARUQI, LLP
 2600 Philmont Avenue, Suite 324

Huntingdon Valley, PA 19006
Tel.: (215) 914-2460
Fax: (215) 914-2462

Counsel for Plaintiffs

Schmitz v. Walmart.com USA LLC, et al., Case No. C 09-0116 PJH
Sivek v. Walmart.com USA LLC, et al., Case No. C 09-0156 PJH

Daniel A. Small
Benjamin D. Brown
Kit Pierson
Christopher Cormier
COHEN MILSTEIN SELLERS & TOLL PLLC
1100 New York Avenue, N.W.
Suite 500, West Tower
Washington, DC 20005
Tel.: (202) 838-7797
Fax: (202) 838-7745

Counsel for Plaintiffs

Lynch, et al. v. Walmart.com USA LLC, et al., Case No. C
09-0138 PJH

Bryan L. Clobes
Ellen Meriwether
Timothy Fraser
CAFFERTY FAUCHER LLP
1717 Arch Street, Ste., 3610
Philadelphia, PA 19103

Nyran Rose Pearson
CAFFERTY FAUCHER LLP
30 N. LaSalle Street, Suite 3200
Chicago IL 60602

Counsel for Plaintiffs

Groce, et al. v. Netflix, Inc., et al., Case No. C 09-0139 PJH

Kevin Bruce Love
Michael E. Criden
CRIDEN & LOVE, P.A.
7301 S.W. 57 h Court, Suite 515

1 South Miami, FL 33143

2 *Counsel for Plaintiff*

3 Faris v. Netflix, Inc., et al., Case No. C 09-0180 PJH

4 Daniel E. Girard
5 Elizabeth C. Pritzker
6 GIRARD GIBBS LLP
7 601 California Street, Suite 1400
8 San Francisco, CA 94180

9 *Counsel for Plaintiffs*

10 Groce, et al. v. Netflix, Inc., et al., Case No. C 09-0139 PJH
11 Faris v. Netflix, Inc., et al., Case No. C 09-0180 PJH
12 Polk-Stamps v. Netflix, Inc., et al., Case No. C 09-0244 PJH

13 Robert C. Schubert
14 Willem F. Jonckheer
15 SCHUBERT JONCKHEER KOLBE &
16 KRALOWEC LLP
17 Three Embarcadero Center, Suite 1650
18 San Francisco, CA 94111
19 Tel.: (415) 788-4220
20 Fax: (415) 788-0161

21 *Counsel for Plaintiffs*

22 Slobodin v. Netflix, Inc., et al., Case No. C 09-0225 PJH
23 Landels, et al. v. Netflix, Inc., et al., Case No. C 09-0340 PJH
24 Melanie Mischioscia v. Netflix, Inc., et al., Case No. C 09-0377
25 PJH
26 James Chatelain v. Netflix, Inc., et al., Case No. C 09-0391
PJH

27 Judith L. Spanier
28 Jill S. Abrams
Natalie Marcus
ABBEY SPANIER RODD & ABRAMS, LLP
212 East 39th Street
New York, New York 10016
Tel.: (212) 889-3700
Fax: (212) 684-5191

Craig H. Blinder
MREJEN BLINDERMAN, P.L.
701 West Cypress Creek Road, Suite 302

1 Fort Lauderdale, FL 33309
2 Tel.: (954) 771-3740
3 Fax: (954) 771-3047

4 *Counsel for Plaintiffs*

5 Anthony, et al. v. Walmart.com USA LLC, et al., Case No. C
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Anthony, et al. v. Walmart.com USA LLC, Case No. C 09-0236 PJH
Mary Jane Fait
Theodore T. Bell
John E. Tangren
WOLF HALDENSTEIN ADLER FREEMAN & HERZ LLC
55 West Monroe Street, Suite 1111
Chicago, IL 60603

Counsel for Plaintiffs

Polk-Stamps v. Netflix, Inc., et al., Case No. C 09-0244 PJH

Lee Albert
Brian Brooks
Jacqueline Sailer
MURRAY, FRANK & SAILER LLP
275 Madison Avenue, Suite 801
New York, New York 10016
Tel.: (212) 682-1818
Fax: (212) 682-1892

Counsel for Plaintiff

Sheeler, Jr. v. Walmart.com USA LLC, et al., Case No. C
09-0274 PJH

Michael F. Ram
Erica Craven-Green
LEVY, RAM & OLSON LLP
639 Front Street, 4th Floor
San Francisco, CA 94111
Tel.: (415) 433-4949
Fax: (415) 433-7311

Counsel for Plaintiff

Chapman v. Netflix, Inc., et al., Case No. C 09-0294 PJH

1 Alex C. Turan
2 MONTURA LAW GROUP
3 2070 N. Broadway, Suite 5492
4 Walnut Creek, CA 94596
5 Tel.: (415) 308-0025
6 Fax: (925) 256-9615

7 *Counsel for Plaintiff*

8 Orozco v. Netflix, Inc., et al., Case No. C 09-0297 PJH

9 Guy A. Wilson
10 LAW OFFICES OF GUY A. WILSON
11 509 Orchard Street
12 Santa Rosa, CA 95404
13 Tel.: (707) 525-1277

14 Roy A. Katriel
15 THE KATRIEL LAW FIRM
16 1101 30th Street
17 Washington, DC 20007
18 Tel.: (202) 625-4342

19 *Counsel for Plaintiffs*

20 Landels, et al. v. Netflix, Inc., et al., Case No. C 09-0340 PJH

1 Marc H. Edelson
2 EDELSON & ASSOCIATES, LLC
3 45 West Court Street
4 Doylestown, PA 18901
5 Tel.: (215) 230-8043
6 Fax: (215) 230-8735

7 *Counsel for Plaintiff*

8 Meyer v. Walmart.com USA LLC, et al., Case No. C 09-0361
9 PJH

10 Linda P. Nussbaum
11 KAPLAN, FOX & KILSHEIMER, LLP
12 850 Third Avenue, 14th Floor
13 New York, NY 10022
14 Tel.: (212) 680-1980
15 Fax: (212) 687-7714

16 Laurence D. King
17 Linda M. Fong
18 KAPLAN, FOX & KILSHEIMER, LLP
19 350 Sansome Street, Suite 400
20 San Francisco, CA 94104
21 Tel.: (415) 772-4700
22 Fax: (415) 772-4707

23 *Counsel for Plaintiff*

24 Randall v. Walmart.com USA LLC, et al., Case No. C 09-
25 0368 PJH

1 Harry Shulman
2 THE MILLS LAW FIRM
3 880 Las Gallinas Avenue, Suite 2
4 San Rafael, CA 94903
5 Tel.: 415-455-1326
6 Fax: 415-455-1327

7 Douglas A. Millen
8 FREED KANNER LONDON & MILLEN, LLC
9 2201 Waukegan Road, Suite 130
Bannockburn, IL 60015
Tel.: (224) 632-4500
Fax.: (224) 632-4521

10 *Counsel for Plaintiff*

11 Hirsch v. Netflix, Inc., et al., Case No. C 09-0375 PJH

12 David Pastor
13 GILMAN & PASTOR, LLP
14 63 Atlantic Avenue, Third Floor
Boston, MA 02110
15 Tel.: (617) 742-9700

16 Michael F. Germano
17 LAW OFFICES OF MICHAEL GERMANO, P.C.
18 63 Atlantic Avenue, Third Floor
Boston, MA 02110
19 Tel.: (617) 367-5911

20 *Counsel for Plaintiff*

21 Melanie Miscioscia v. Netflix, Inc., et al., Case No. C 09-0377
22 PJH

1 Mark Warshaw
2 Jaquelynn Pope
3 WARSHAW & POPE
4 934 Hermosa Avenue, Suite 14
5 Hermosa Beach, CA 90254
6 Tel.: (310) 379-3410

7 Edward F. Haber
8 SHAPIRO HABER & URMY
9 53 State Street
10 Boston, MA 02109
11 Tel.: (617) 439-3939

12 *Counsel for Plaintiff*

13 James Chatelain v. Netflix, Inc., et al., Case No. C 09-0391
14 PJH

15 Richard M. Volin
16 Michael McLellan
17 FINKELSTEIN THOMPSON LLP
18 1050 30th Street, N.W.
19 Washington, DC 20007
20 Tel.: (202) 337-8000
21 Fax: (202) 337-8090

22 Rosemary M. Rivas
23 Mark Punzalan
24 FINKELSTEIN THOMPSON LLP
25 100 Bush Street, Suite 1450
26 San Francisco, CA 94104
27 Tel.: (415) 398-8700
28 Fax: (415) 398-8704

29 Gordon M. Fauth, Jr.
30 LITIGATION LAW GROUP
31 1801 Clement Avenue, Suite 101
32 Alameda, CA 94501
33 Tel.: (510) 238-9610
34 Fax: (510) 337-1431

35 *Counsel for Plaintiff*

36 Patras v. Netflix, Inc., et al., Case No. C 09-00378 PJH

1 Anthony J. Bolognese
2 Joshua H. Grabar
3 BOLOGNESE & ASSOCIATES, LLC
4 Two Penn Center
5 1500 JFK Boulevard, Suite 320
6 Philadelphia, PA 19102
7 Tel.: (215) 814-6750
8 Fax: (215) 814-6764

9
10 *Counsel for Plaintiff*

11 Weiner v. Walmart.com USA LLC, et al., Case No. C 09-
12 00398 PJH

13 Gerald J. Rodos
14 Jeffrey B. Gittleman
15 Julie B. Palley
16 BARRACK, RODOS & BACINE
17 3300 Two Commerce Square
18 2001 Market Street
19 Philadelphia, PA 19130
20 Tel.: (215) 963-0600
21 Fax: (215) 963-0838

22 Steve R. Basser
23 BARRACK, RODOS & BACINE
24 One American Plaza
25 600 West Broadway, Suite 900
26 San Diego, CA 92101
27 Tel.: (619) 230-0800
28 Fax: (619) 230-1874

29
30 *Counsel for Plaintiff*

31 Millrood v. Walmart.com USA LLC, et al. Case No. C 09-
32 00399 PJH

1 Frank J. Johnson
2 Francis A. Bottini, Jr.
3 JOHNSON BOTTINI, LLP
4 655 West Broadway, Suite 1400
5 San Diego, CA 92101
6 Tel.: (619) 230-0063
7 Fax: (619) 233-5535

8
9 *Counsel for Plaintiff*

10 Kober v. Walmart.com USA LLC, et al. Case No. C 09-
11 00400 PJH

12 Joseph Saveri
13 Michele C. Jackson
14 Eric B. Fastiff
15 Andrew S. Kingsdale
16 LIEFF CABRASER HEIMANN
17 & BERNSTEIN, LLP
18 275 Battery Street, Suite 3000
19 San Francisco, CA 94111
20 Tel.: (415) 956-1000
21 Fax: (415) 956-1008

22 *Counsel for Plaintiff*

23 Lacabe v. Walmart.com USA LLC, et al. Case No. C 09-
24 00402 PJH

25 Bruce L. Simon
26 Jonathan M. Watkins
27 PEARSON, SIMON, SOTER, WARSHAW
28 & PENNY, LLP
29 44 Montgomery Street, Suite 1430
30 San Francisco, CA 94104
31 Tel.: (415) 433-9000
32 Fax: (415) 433-9008

33 *Counsel for Plaintiff*

34 Roy v. Netflix, Inc., et al. Case No. C 09-00434 PJH

1 Mindee J. Reuben
2 WEINSTEIN KITCHENOFF & ASHER, LLC
3 1845 Walnut Street, Suite 1100
4 Philadelphia, PA 19103
5 Tel.: (215) 545-7200
6 Fax: (215) 535-6535

7 *Counsel for Plaintiffs*

8 Bruno, et al. v. Walmart.com USA LLC, et al. Case No. C
9 09-00445 PJH

10 Edward A. Wallace
11 Kenneth A. Wexler
12 WEXLER WALLACE, LLP
13 55 West Monroe Street, Suite 3300
14 Chicago, IL 60603
15 Tel: 312.346.2222
16 Fax: 312.346.0022

17 Mark J. Tamblyn
18 Neha Duggal
19 WEXLER WALLACE, LLP
20 455 Capitol Mall, Suite 231
21 Sacramento, CA 95814
22 Tel.: 916-492-1100
23 Fax: 916-492-1124

24 *Counsel for Plaintiff*

25 Zaker v. Netflix, Inc., et al. Case No. C 09-00447 PJH

26 Bonny E. Sweeney
27 David W. Mitchell
28 COUGHLIN STOIA GELLER RUDMAN &
ROBBINS LLP
29 655 West Broadway, Suite 1900
30 San Diego, CA 92101
31 Tel.: (619) 231-1058
32 Fax: (619) 231-7423

33 William C. Wright
34 THE LAW OFFICES OF WILLIAM C.
35 WRIGHT, P.A.
36 301 Clematis Street, Suite 3000
37 West Palm Beach, FL 33401

1 Tel.: (561) 514-0904
2 Fax: (561) 514-0905

3 *Counsel for Plaintiff*

4 Parikh v. Netflix, Inc., et al. Case No. C 09-00496 PJH

5 Garrett D. Blanchfield
6 REINHARDT, WENDORF & BLANCHFIELD
7 E1250 First National Bank Building
8 332 Minnesota Street
9 St. Paul, MN 55101
10 Tel.: (651) 287-2100
11 Fax: (651) 287-2103

12 *Counsel for Plaintiff*

13 Johnson v. Walmart.com USA LLC, et al. Case No. C 09-
14 00553 PJH

15 David P. McLafferty
16 MC LAFFERTY & ASSOCIATES, P.C.
17 923 Fayette Street
18 Conshohocken, PA 19428
19 Tel.: (610) 940-4000
20 Fax: (610) 940-4007

21 *Counsel for Plaintiff*

22 Gannon v. Walmart.com USA LLC, et al. Case No. C 09-
23 00554 PJH

24 Dianne M. Nast
25 Joseph F. Roda
26 Michele S. Burkholder
27 Daniel N. Gallucci
28 RODANAST, P.C.
801 Estelle Drive
Lancaster, Pennsylvania 17601
Telephone: (717) 892-3000
Facsimile: (717) 892-1200

29 *Counsel for Plaintiff*

30 Williams v. Netflix, Inc., et al. Case No. C 09-00678 PJH

31 Edward M. Gergosian

1 Robert J. Gralewski
2 William D. Harris
3 GERSOIAN & GRALEWSKI LLP
4 655 West Broadway Suite 1410
5 San Diego CA 92101
6 Tel 619-237-9500
7 Fax 619-237-9555 fax

8 *Counsel for Plaintiff*

9 Haddad v. Netflix, Inc., et al., Case No. C-09-00958 PJH

10 Matthew Schultz (220641)
11 Timothy D. Battin
12 Thomas M. Palumbo
13 STRAUS & BOIES, LLP
14 4041 University Drive, 5th Floor
15 Fairfax, Virginia 22030
16 Tel: (703) 764-8700
17 Fax: (703) 764-8704

18 *Counsel for Plaintiff*

19 Wiebe v. Netflix, Inc., et al., Case No. 09-01274 PJH

20

21 **[PROPOSED] ORDER**

22 PURSUANT TO STIPULATION, IT IS SO ORDERED.

23 **Dated:**

24 _____
25 **Hon. Phyllis J. Hamilton**
26 **UNITED STATES DISTRICT COURT JUDGE**

PROOF OF SERVICE

I HEREBY CERTIFY that on April 1, 2009, I caused a true and correct copy of the foregoing to be filed with the Clerk of Court using the Court's CM/ECF system, which will send a notice of electronic filing to the parties.

/s/ Peter A. Barile III
Peter A. Barile III (*pro hac vice*)

HOWREY LLP
1299 Pennsylvania Avenue, N.W.
Washington, DC 20004
Tel.: (202) 783-0800
Fax: (202) 383-6610
Counsel for Plaintiffs

Resnick, et al. v. Walmart.com USA LLC, et al., Case No. 3:09-cv-00002

- and in the following related cases -

O'Connor v. Walmart.com USA LLC, et al.,
Case No. 3:09-cv-00096

Anthony, et al. v. Walmart.com USA LLC, et al.,
Case No. 3:09-cv-00236

Sheeler, Jr. v. Walmart.com USA LLC, et al.,
Case No. 3:09-cv-00274

Meyer v. Walmart.com USA LLC, et al.,
Case No. 3:09-cv-00361

Johnson v. Walmart.com USA LLC, et al., Case No.
3:09-cv-00553

Gannon v. Walmart.com USA LLC, et al., Case No.
3:09-cv-00554

*-and attests in accordance with General Order No. 45
X. B. that concurrence in the filing of the document has
been obtained from counsel in all of the above-
captioned actions*